

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

JOHN EVANS,

Petitioner,

Civil Action

No. 04-10323-RWZ

v.

PAUL VERDINI,

Respondent.

ORDER ON APPLICATION TO PROCEED  
WITHOUT PREPAYMENT OF FEES AND AFFIDAVIT

Having considered the petitioner's Application to Proceed Without Prepayment of Fees and Affidavit under 28 U.S.C. § 1915:

- ☒ In accordance with Fed. R. Civ. P. 5(e), the Clerk filed the Section 2254 petition on \_\_\_\_\_ and assigned it Civil Action No. 04-10323


It is ORDERED that:

- ☐ The Application to Proceed Without Prepayment of Fees and Affidavit is GRANTED.
- ☒ The Application to Proceed Without Prepayment of Fees and Affidavit is DENIED for the following reason(s):

Petitioner has sufficient funds in his prison account to pay the \$5 filing fee.

- ☒ It is FURTHER ORDERED that petitioner must pay the \$5.00 filing fee within 42 days of the date of this Order or this case will be dismissed without prejudice.

2/26/04  
DATE

  
UNITED STATES DISTRICT JUDGE